

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

March 16, 2005

DIVISION ONE

B169295 People (Certified for Partial Publication)
v.
Donald Cummins et al.

Defendant's convictions for carjacking and burglary are reversed. Kelly's enhancement pursuant to section 12022.7 is stricken. The matter is remanded for the trial court to correct the abstracts of judgment accordingly and forward the new abstract to the Department of Corrections. In all other respects, the judgments are affirmed.

Suzukawa, J. (Assigned)

We concur: Spencer, P.J.
Mallano, J.

DIVISION TWO

B175231 Secure Nursing Service, Inc. (Not for Publication)
v.
Orem, et al.

The order is affirmed. Appellants to bear respondent's costs of appeal.

Doi Todd, J.

We concur: Nott, Acting P.J.
 Ashmann-Gerst, J.

March 16, 2005 (Continued)

DIVISION TWO (Continued)

B173807 People (Not for Publication)
v.
Jordan

The judgment is affirmed.

Doi Todd, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

B172369 International Commercial Bank of China,
Los Angeles Branch (Not for Publication)
v.
L&L (USA), Inc.

The order of the trial court is affirmed. ICBC is entitled to costs on appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Doi Todd, J.

B172095 Ortega, etc. (Not for Publication)
v.
County of Los Angeles

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Ashmann-Gerst, J.

March 16, 2005 (Continued)

DIVISION FIVE

B178817 People (Not for Publication)
v.
Jorge Real

The judgment is affirmed.

Kriegler, J. (Assigned)

We concur: Turner, P.J.
 Armstrong, J.

B169470 Mary Robbins (Certified for Publication)
v.
The Regents of the University of California

The judgment is affirmed. Respondent(s) to recover costs.

Mosk, J.

We concur: Armstrong, Acting P.J.
 Kriegler, J. (Assigned)

B161668 People (Not for Publication)
v.
Jesus M. Lopez

The 10-year enhancement imposed pursuant to section 186.22 is ordered stricken. The clerk of the superior court is instructed to prepare an amended abstract of judgment reflecting this action and to deliver the abstract to the Department of Corrections. The remainder of appellant's sentence is unchanged.

Armstrong, J.

I concur: Turner, P.J.

March 16, 2005 (Continued)

DIVISION FIVE (Continued)

B171909 Maria Delgado

v.

Estrella 97 Cents and Up Store et al

Filed order modifying opinion. (Change in judgment)

DIVISION SIX

B173570 People

(Not for Publication)

v.

Espinoza

The judgment (order of commitment) is affirmed.

Perren, J.

We concur: Gilbert, P.J.

Coffee, J.

B173785 Wellman

(Not for Publication)

v.

Rodman

The judgment is affirmed. Costs on appeal are awarded to respondent.

Coffee, J.

We concur: Yegan, Acting P.J.

Perren, J.

March 16, 2005 (Continued)

DIVISION SIX (Continued)

B173256 People v. Griego (Not for Publication)

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

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The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

B175756 People (Not for Publication)
v.
May

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

March 16, 2005 (Continued)

DIVISION SIX (Continued)

B173299 People (Not for Publication)
v.
Williams

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B168043 People (Not for Publication)
v.
Moore

We reversed the conviction on the two counts of theft or embezzlement from an elder, affirm the conviction on the count of sending a threatening letter for extortion, and remand for resentencing.

Perren, J.

We concur: Gilbert, P.J.
 Coffee, J.

DIVISION SEVEN

B178379 Elias et al., (Not for Publication)
v.
Superior Court, Los Angeles County
(El Pollo Loco, Inc., r.p.i.)

Petition denied by opinion. The parties are to bear their own costs in this proceeding.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

March 16, 2005 (Continued)

DIVISION SEVEN (Continued)

B167248 Harrold (Not for Publication)
v.
Hayes

The judgment is affirmed. Respondent(s) to recover costs.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

B172259 Linse (Not for Publication)
v.
Brandal et al.,

The judgment is affirmed. Each party to bear their own costs.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

B169028 Craig (Not for Publication)
v.
San Dimas Community Hospital et al.,

The judgment is reversed. Appellant(s) to recover costs.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

March 16, 2005 (Continued)

DIVISION SEVEN (Continued)

B177367 People (Not for Publication)
v.
Nguyen

The judgment is affirmed. The abstract of judgment is ordered amended to state Nguyen was convicted following a jury trial. The superior court is directed to prepare a corrected abstract of judgment and forward it to the Department of Corrections.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

B172498 Tindell (Not for Publication)
v.
City of Los Angeles et al.,

The judgment is affirmed. Respondent(s) to recover costs.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

B175421 People (Not for Publication)
v.
Powell

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

DIVISION SEVEN (Continued)

B168745 People
 v.
 Hannani

Filed order denying petition for rehearing.

DIVISION EIGHT

B177063 People (Not for Publication)
 v.
 Sanchez

The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
 Flier, J.

B164803 Carol M. Curland
 v.
 George O. Ladner, Jr.,
 Estate of Myrtle Curland, Deceases.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B164004 Bouton et al.,
 v.
 Wing et al.,

Filed order denying petition for rehearing.